

J. List Policy

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28th July, 1959.

COCOM Document 2869.105.

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COORDINATING COMMITTEE

RECORD OF DISCUSSION

ON

THE REVIEW OF THE STRATEGIC EXPORT CONTROLS - EXCEPTIONS PROCEDURES.

23rd July 1959

Present: Canada, Denmark, France, Germany, Italy, Japan, Netherlands, United Kingdom, United States.

References: COCOM 471 Revised, 1473, 2869.5, 13, 55, 62, 75, 77, 79, 81, 83, 86, 88, 89, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, Secretariat Paper 104 Revised.

Approval of draft COCOM 3620.

1. The COMMITTEE approved the draft document on exceptions to the security controls (COCOM 3620) with the exception of paragraph 15(a).
2. The UNITED KINGDOM Delegate stated that his authorities could not accept the draft version of paragraph 15(a) for reasons which he had already given (COCOM 2869.102, para 6). They therefore proposed the following new text for paragraph 15(a):

"All shipments of List I items above \$150 in value must be submitted to the Committee for consultation prior to authorisation. Exceptions of more than a minimal value or quantity may be submitted to the Committee under this procedure where the exporting country is satisfied that the proposed export is of no consequence from a security point of view. The Committee will pay particular regard to the security consequences of proposed exports submitted under this procedure as well as to their quantity or value. The procedure will be applied with due regard to the cumulative effect of exceptions."
3. The FRENCH Delegate said that his personal impression was that the United Kingdom proposal was clear, concise and easy to understand. He was sure that it would be acceptable to his authorities.
4. The GERMAN Delegate said that his impression was that the United Kingdom text did not involve any substantive change. He could accept it.
5. The CANADIAN and NETHERLANDS Delegates accepted the United Kingdom text. The JAPANESE Delegate accepted ad referendum.
6. The UNITED STATES Delegate said that at first reading he could not tell whether the differences in the United Kingdom wording were purely editorial or substantive, although in either case they might not be serious in practice. There was no mention of the historical concept, nor of the need to demonstrate to the Committee that the proposed export was of no consequence from the security point of view. It seemed that the security consequences were to be considered independently of quantity or value. Finally, the United Kingdom version omitted the greater part of the last sentence. In any case he questioned the need or desirability of such extensive revision at this date.

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7. The CHAIRMAN made the following compromise proposal: the first sentence of the draft should remain, the second sentence should be replaced by the second sentence of the United Kingdom draft, the third and fourth sentences should remain, the last line of the last sentence should be amended to read: "... comprises a smaller number of items than before."
8. All Delegations except the United States accepted the Chairman's compromise proposal. The United States Delegate accepted it ad referendum.
9. The COMMITTEE agreed to continue the discussion on July 27th.

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